

Office of the Standing Chapter 13 Trustee
105 Decker Court, Suite 1150
Irving, Texas 75062
(241) 855-9200

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

In Re:

Jose Trinidad Cuellas, Jr.

Debtor(s)

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Case No. 22-30791-SWE
Chapter 13

TRUSTEE'S STATEMENT PURSUANT TO 11 U.S.C. 1302(c)

The Standing Trustee hereby submits this Statement of Investigation of the financial affairs of the Debtor(s) pursuant to 11 U.S.C. 1302(c):

1. Name of business: MRJ Company.
2. Location of business: Mansfield, Texas.
3. Type of business: commercial cleaning company.
4. Type of business entity: sub chapter S.
5. Business license current: not required.
6. Business insurance current: yes.
7. All required federal tax returns have been filed: yes.
If no, list unfiled returns:
8. Debtor obtains trade credit in the operation of the business: no.
9. Number of employees or contract laborers (excluding family members): 12 to 15 as needed.
10. The result of the Trustee's investigation pursuant to 11 U.S.C. 1106(a) is summarized in Exhibit I.

Dated this 29th day of July 2022.

/s/ Thomas D. Powers
Thomas D. Powers
Standing Chapter 13 Trustee

EXHIBIT I.

Analysis of Financial Data and Trustee's Recommendation

Case Name: Jose Trinidad Cuellas, Jr.
Case No.: 22-30791

	Tax Year 2020	Monthly Average	P & L 6 months 3-2022	Monthly Average	Schedule I & J	CMI B22C
Gross Income	548,078	45,673	171,408	28,568	28,617	28,568
Less Cost of Goods Sold	2,948	246				
Gross Profit	545,130	45,428	171,408	28,568	28,617	28,568
Less Business Expenses	596,622	49,719	169,482	28,247	19,728	28,247
Net Profit	(51,492)	(4,291)	1,926	321	8,889	321
Plus Paid to Owner			56,932	9,489	¹ 500	
Plus Depreciation	2,625	219				
Plus Other Income					3,467	2,788
Total Before Tax Income	(48,867)	(4,072)	58,858	9,810	12,856	3,109
Less Income & SE Taxes					1,004	
Net After Tax Income	(48,867)	(4,072)	58,858	9,810	11,852	3,109

Mr. Cuellas has owned a commercial cleaning service for eighteen years. The company sustained a net operating loss in 2020 although it was profitable during the six-month period ending in March 2022. However, the plan payments are delinquent. Post-petition payroll taxes have not been paid. Post-petition personal living expenses have not been paid. Estimated tax payments have not been paid for 2022. For these reasons, the plan is deemed to be not feasible.

It is the opinion of the Trustee pursuant to 11 U.S.C. 1302(c) and 1106(a), based upon the financial data furnished by the debtor, that the debtor's business is not viable, the continuance of the business is not desirable and **the plan is not feasible**. The Trustee is not aware of any facts pertaining to fraud, dishonesty, incompetence, misconduct, mismanagement, or irregularity in the management of the affairs of the debtor, or of a cause of action available to the estate.

¹ Estimated tax payments deducted as a business expense.